

DEC 30 2009

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

JOHN F. CORCORAN, CLERK
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JAY BROWN,) **Civil Action No. 7:09-cv-00494**
Plaintiff,)
)
v.) **ORDER**
)
SAM YOUNG, et al.,) **By: Hon. James C. Turk**
Defendants.) **Senior United States District Judge**

In accordance with the written memorandum opinion entered this day, it is hereby

ORDERED

that the complaint is **DISMISSED without prejudice** for failing to exhaust administrative remedies, pursuant to 42 U.S.C. § 1997e(a), and the case is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the plaintiff.

ENTER: This 26th day of December, 2009.

James L. Bush
Senior United States District Judge